

REMARKS

The claims in the application remain 1, 3-11 and 16-19.

Favorable reconsideration of the application as amended is respectfully requested.

The specification has been amended to eliminate the objection in paragraph 2 of the Office Action.

Previously-indicated allowability of Claims 4, 5, 14-16, 18 and 19 has been withdrawn in paragraph 3 of the Office Action with Claims 1, 3, 6-11 and 17-19 rejected under 35 U.S.C. §103 as obvious over EP 0 990 557 to Rzehulka in view of U.S. Pat. No. 4,292,923 to Weir in paragraph 4 of the Office Action, while Claims 4, 5, 16, 18 and 19 have been rejected under 35 U.S.C. §103 as obvious over Rzehulka in view of U.S. Pat. No. 6,663,131 to Evans in paragraph 5 of the Office Action. However, it is respectfully submitted the present invention as recited in all pending claims herein is allowable over the applied art, for the following reasons (reference will again be made to preferred embodiments of the present invention illustrated in the drawings of the present application).

Concerning the assertion at the bottom of page 4 of the Office Action, that recitation on "ability" to form a function does not constitute structural recitation, independent Claim 16 has been amended to recite presence of an intermediate part 32, 34 positionable between front 20, 26, 28 and rear 22, 30 subassemblies which are, in turn, structured and arranged to laterally receive and support the intermediate part 32, 34 in place of the construction machine. Dependent Claims 6, 18 and 19 have each

been amended to recite the respective first 18 and second 16 locking units are each structured and arranged to laterally receive the intermediate part 32, 34 in place of the construction machine.

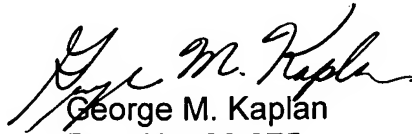
Concerning the applied art, Rzehulka shows a platform 1 supporting the vehicle from underneath, while Weir shows a tank 53 supported upon wheel frames 18 and 23 from underneath and Evans shows supporting a trailer 22 upon a dolly from underneath. In other words, all these references fail to show lateral support of a vehicle 10 by subassemblies 20 and 22 as illustrated, e.g., in Fig. 1 of the present application, to provide a single transportation unit. Accordingly, independent Claims 1 and 4 have each been amended to recite the first 18 and second 16 locking units of the respective front 20, 26 and 28 and rear 22, 30 subassemblies are directly and laterally joined to the construction machine 12 to form a single transportation unit.

Accordingly, the applied art, either alone or in combination, fails to teach or suggest the claimed invention. The remaining art of record has not been applied against the claims and will not be commented upon further at this time.

Accordingly, in view of the forgoing amendment and accompanying remarks, it is respectfully submitted all claims pending herein are in condition for allowance. Please contact the undersigned attorney should there be any questions. A Petition for an automatic three month extension of time for response under 37 C.F.R. §1.136(a) is enclosed in triplicate together with the requisite petition fee.

Early favorable action is earnestly solicited.

Respectfully submitted

A handwritten signature in black ink, appearing to read "George M. Kaplan". The signature is fluid and cursive, with the first name "George" and middle initial "M." being more legible than the last name "Kaplan".

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